

Calendar No. 496

108TH CONGRESS
2D SESSION

S. 2370

To amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage.

IN THE SENATE OF THE UNITED STATES

APRIL 29, 2004

Mr. KENNEDY (for himself, Mr. DASCHLE, Mr. AKAKA, Mr. BAYH, Mrs. BOXER, Mr. BYRD, Mrs. CLINTON, Mr. CORZINE, Mr. DODD, Mr. DURBIN, Mr. EDWARDS, Mr. FEINGOLD, Mr. HARKIN, Mr. LAUTENBERG, Mr. LEAHY, Mr. LIEBERMAN, Ms. MIKULSKI, Mr. REED, Mr. ROCKEFELLER, Mr. SARBANES, Mr. SCHUMER, Ms. LANDRIEU, Mr. LEVIN, Mr. KERRY, Mr. BINGAMAN, and Mrs. MURRAY) introduced the following bill; which was read the first time

MAY 3, 2004

Read the second time and placed on the calendar

A BILL

To amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fair Minimum Wage
5 Act of 2004”.

1 **SEC. 2. MINIMUM WAGE.**

2 (a) IN GENERAL.—Section 6(a)(1) of the Fair Labor
3 Standards Act of 1938 (29 U.S.C. 206(a)(1)) is amended
4 to read as follows:

5 “(1) except as otherwise provided in this sec-
6 tion, not less than—

7 “(A) \$5.85 an hour, beginning on the 60th
8 day after the date of enactment of the Fair
9 Minimum Wage Act of 2003;

10 “(B) \$6.45 an hour, beginning 12 months
11 after that 60th day; and

12 “(C) \$7.00 an hour, beginning 24 months
13 after that 60th day;”.

14 (b) EFFECTIVE DATE.—The amendment made by
15 subsection (a) shall take effect 60 days after the date of
16 enactment of this Act.

17 **SEC. 3. APPLICABILITY OF MINIMUM WAGE TO THE COM-**
18 **MONWEALTH OF THE NORTHERN MARIANA**
19 **ISLANDS.**

20 (a) IN GENERAL.—Section 6 of the Fair Labor
21 Standards Act of 1938 (29 U.S.C. 206) shall apply to the
22 Commonwealth of the Northern Mariana Islands.

23 (b) TRANSITION.—Notwithstanding subsection (a),
24 the minimum wage applicable to the Commonwealth of the
25 Northern Mariana Islands under section 6(a)(1) of the

1 Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1))

2 shall be—

3 (1) \$3.55 an hour, beginning on the 60th day

4 after the date of enactment of this Act; and

5 (2) increased by \$0.50 an hour (or such lesser

6 amount as may be necessary to equal the minimum

7 wage under section 6(a)(1) of such Act), beginning

8 6 months after the date of enactment of this Act

9 and every 6 months thereafter until the minimum

10 wage applicable to the Commonwealth of the North-

11 ern Mariana Islands under this subsection is equal

12 to the minimum wage set forth in such section.

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